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7 **THE DISTRICT COURT OF GUAM**

8 JULIAN GERALD ROBLES,

9 Petitioner,

10 vs.

11 UNITED STATES OF AMERICA,

12 Respondent.

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14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 vs.

17 JULIAN GERALD ROBLES,

18 Defendant.

CIVIL CASE NO. 18-00047
CRIMINAL CASE NO. 13-00033

ORDER

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20 Pending before the court is the U.S. Magistrate Judge's Report and Recommendation
21 dated July 15, 2019. *See* ECF No. 2, Civil Case No. 18-00047; and ECF No. 164, Criminal Case
22 No. 13-00033. Therein, the U.S. Magistrate Judge recommends that Petitioner's motion to
23 vacate, set aside, or correct sentence (ECF No. 163, Criminal Case No. 13-00033; and ECF No.
24 1, Civil Case No. 18-00047), be denied without prejudice and that an AO 243 Form to mailed to

1 Petitioner. On August 7, 2019, Petitioner filed an amended motion, using the correct AO 243
2 form. Accordingly, the 2255 motion to vacate filed on December 26, 2018, and the Report and
3 Recommendation filed on July 15, 2019, are hereby **MOOT**.

4 **SO ORDERED.**



/s/ Frances M. Tydingco-Gatewood
Chief Judge

Dated: August 12, 2019

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